

COLORADO MEDICAL BOARD

FULL BOARD OPEN MINUTES

**August 18, 2011
9:13 a.m.**

A Full Board meeting of the Colorado Medical Board was held Thursday, August 18, 2011, at 1560 Broadway, Conference Room 110D, Denver, Colorado at 9:13 a.m. The meeting was noticed in accordance with Division policy.

Present were Mr. Berson, Dr. Butler, Dr. Calonge, Dr. Groce, Ms. Hewitt, Mr. Jennings (departed at 12:20 p.m.), Mr. Kirkpatrick, Dr. Matthews, Dr. Melendez, Dr. Overholt, Dr. Utt and Dr. Watts.

The meeting was conducted by Dr. Watts

Also in attendance for all or part of the meeting were Marschall S. Smith, Program Director, Colorado Medical Board (CMB); Lisa Jackson, Enforcement Program Manager, CMB; Monica Brion, Enforcement Case Manager, CMB; Maria Soto, Program Assistant, CMB; and Eric Maxfield, First Assistant Attorney General.

MINUTES

A motion was made, seconded, and carried to approve the open minutes of the May 19, 2011 full board meeting as presented.

REPORTS

President's Report

- Dr. Watts provided a summary of attended with the Program Director offered by the Colorado Medical Society regarding Medical Marijuana and an outline of the plan for the day's meeting.

Section Director's Report

- Marschall Smith, Program Director provided the Section Director's Report for Richard Morales regarding the 2011 Legislative Session and new laws which impact the Colorado Medical Practice Act and the Board.

Program Director's Report

- Marschall Smith provided a summary of the Colorado Medical Society's program regarding Medical Marijuana, information regarding workload statistics including the number of cases and disciplinary actions taken for the period of July 1, 2010 to June 30, 2011, and information regarding the discussion items on the Board's agenda.

GENERAL BUSINESS

CPHP Annual Report for July 1, 2010 to June 30, 2011

The Board reviewed the June 30, 2011 Annual Report.

A motion was made, seconded and carried to accept the report.

CPHP Fourth Quarter Report for period ending June 30, 2011

The Board reviewed the June 30, 2011 Fourth Quarter Report.

A motion was made, seconded and carried to accept the report.

Colorado Medical Board 2012 Meeting Schedule

The Board reviewed the 2012 Medical Board meeting schedule.

The schedule was provided for the Board's information and no action was required.

Discussion of subcommittee assignments and responsibilities

Marschall Smith facilitated a discussion of subcommittee assignments and responsibilities. He also presented discussion items submitted by Board members.

Sharon Ann Grundy, M.D., submitted a waiver of the Board Rule Regarding the Regulation of Physician Assistants (PA's) (Rule 400)

The Board reviewed Dr. Grundy's waiver.

A motion was made, seconded and carried to deny the waiver.

Presentation Regarding CPEP's Rule 800 Compliance Monitoring

Cheryl Hara and Elizabeth J. Korinek, M.P.H., made a presentation to the Board regarding CPEP's Rule 800 Compliance Monitoring.

The presentation was for the Board's information and no action was required.

Discussion and Review of Board Policy

Information and proposed changes were presented to the Board regarding:

Board Policy 20-11 – Amendments to existing policy

The Board engaged in a review and discussion of the recommended policy changes.

After due consideration and discussion, a motion was made, seconded and carried to accept the amendments to Board Policy 20-11 as presented.

Rulemaking Hearings

The scheduled Rulemaking Hearings regarding amendments to Board Rule 120 and proposed Board Rule 285 were tabled until the November 17, 2011 meeting.

Federation of State Medical Board ("FSMB") Member Board Visit

Scott Steingard, D.O., and Humayun J. Chaudhry, D.O., M.S., F.A.C.P., F.A.C.O. made a presentation about the Federation of State Medical Boards.

The presentation was for the Board's information and no action was required.

Other Business

Marschall Smith and FSMB staff facilitated a discussion regarding FMSB's Maintenance of Licensure Pilot Project.

Motion to enter Executive Session

A motion was made, seconded and carried to enter into Executive Session at 10:40 a.m., for the purpose of conferring with counsel for the Board to receive legal advice on specific legal questions, pursuant to Colorado Revised Statutes Section 24-6-402(3)(a)(II), specifically:

For counsel's advice concerning proposed changes to Board Policy 20-11.

At 10:57 a.m., the Board's discussion in Executive Session was concluded and the Board returned to open session.

Motion to enter into Executive Session II

A motion was made, seconded and carried to enter into Executive Session at 12:46 p.m., for the purpose of conferring with counsel for the Board to receive legal advice on specific legal questions, pursuant to Colorado Revised Statutes Section 24-6-402(3)(a)(II), specifically:

To receive legal advice regarding standards of conduct for public officials.

At 1:19 p.m., the Board's discussion in Executive Session was concluded and the Board returned to open session.

ADJOURNMENT

There being no further business, the meeting was adjourned at 3:03 p.m.

Approved by: Mark C. Watts, M.D.

Date: November 17, 2011